

Notice of Allowability

Application No.

10/076,073

Applicant(s)

PECHTER ET AL.

Examiner

Sebastiano Passaniti

Art Unit

3711

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☐ This communication is responsive to Amendment A received 02/12/2004.
2. ☒ The allowed claim(s) is/are 9 and 11-23.
3. ☒ The drawings filed on 15 February 2002 are accepted by the Examiner.
4. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

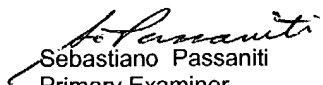
Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.
THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
6. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

- | | |
|---|---|
| 1. <input type="checkbox"/> Notice of References Cited (PTO-892) | 5. <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 2. <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 6. <input checked="" type="checkbox"/> Interview Summary (PTO-413),
Paper No./Mail Date _____. |
| 3. <input type="checkbox"/> Information Disclosure Statements (PTO-1449 or PTO/SB/08),
Paper No./Mail Date _____ | 7. <input checked="" type="checkbox"/> Examiner's Amendment/Comment |
| 4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit
of Biological Material | 8. <input type="checkbox"/> Examiner's Statement of Reasons for Allowance |
| | 9. <input type="checkbox"/> Other _____. |


Sebastiano Passaniti
Primary Examiner
Art Unit: 3711

DETAILED ACTION

This Office action is responsive to communication received 02/12/2004 –
Amendment.

EXAMINER'S AMENDMENT

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Donald Studebaker (Reg. No. 32,815) on March 03, 2004. During said interview, it was agreed to amend the claims to more distinctly highlight the flange configuration and to more accurately define the location of the shaft as well as the structure of the club head body.

The application has been amended as follows. The following changes reflect amendments agreed upon during the 03/03/2004 interview as well as the cancellation of previously non-elected claims. Claim 9 has been presented in "twice amended" form. A clean version of claim 9 has been provided at the end of this Office action for the convenience of the applicant.

IN THE CLAIMS:

This application is in condition for allowance except for the presence of non-elected claims 1-8 drawn to an invention non-elected without traverse. Accordingly, claims 1-8 been CANCELLED;

Art Unit: 3711

Claim 9. (Twice Amended) A golf putter for putting a golf ball on a green of a golf course by a golfer comprising:

an elongated putter head comprising a cylindrical body having a ball striking surface, a length of said putter head being greater than a width of said putter head with said cylindrical body [ball striking surface] extending around and parallel to a longitudinal axis of said putter head, said ball striking surface defined by a portion of said cylindrical body [including an infinite number of ball striking lines extending parallel to said longitudinal axis of said putter head] and continuing from at least a lower surface of said putter head to [over] an upper surface of said putter head;

a flange secured to and extending along a length of said putter head; said flange spaced from the upper and lower surfaces of said putter head and located substantially in a plane that is generally parallel to a horizontal putting surface when said lower surface of said putter head is in contact with the putting surface;

a shaft having a first end secured to said flange and extending generally transversely upwardly from said flange and located rearwardly of said cylindrical body [ball striking lines] when said flange is parallel to a horizontal putting surface; and

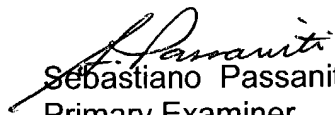
a grip secured to a second end of said shaft.

Art Unit: 3711

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Sebastiano Passaniti whose telephone number is 703-308-1006. The examiner can normally be reached on Mon-Fri (6:30-3:00).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Tom Hughes can be reached on 703-308-1806. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).


Sebastiano Passaniti
Primary Examiner
Art Unit 3711

S.Passaniti/sp
March 4, 2004

Clean version of claim 9 (twice amended):

Claim 9. A golf putter for putting a golf ball on a green of a golf course by a golfer comprising:

an elongated putter head comprising a cylindrical body having a ball striking surface, a length of said putter head being greater than a width of said putter head with said cylindrical body extending around and parallel to a longitudinal axis of said putter head, said ball striking surface defined by a portion of said cylindrical body and continuing from at least a lower surface of said putter head to an upper surface of said putter head;

a flange secured to and extending along a length of said putter head; said flange spaced from the upper and lower surfaces of said putter head and located substantially in a plane that is generally parallel to a horizontal putting surface when said lower surface of said putter head is in contact with the putting surface;

a shaft having a first end secured to said flange and extending generally transversely upwardly from said flange and located rearwardly of said cylindrical body when said flange is parallel to a horizontal putting surface; and

a grip secured to a second end of said shaft.